IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE TWELFTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 1045 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 19/02/2004 in WPMP NO : 3916 OF 2004 IN W.P.No.2967 of 2004 on the file of the High Court.)

Between:

Mohd. Nafasath Ali S/o. Qhasim Ali
H.No. 18-14-116/A. G.M. Nagar, Phisal Banda, Santoshnagar, Hyd.

..... APPELLANT

AND

Depot Manager, APSRTC, Dilsukhnagar Depot, Hyderabad.

.....RESPONDENT

Counsel for the Appellant:MR.MOHD.GHOUSEUDDIN

Counsel for the Respondent .: MR.K.HARINATH.STANDING COUNSEL for APSRTC

The Court made the following :

JUDGMENT (Per Sri G.Bikshapathy,J)

1. This Writ Appeal is filed against the interim orders passed by the learned single Judge in W.P.M.P.No.3916 of 2004 in W.P.No.2967 of 2004, dated 19-02-2004..

2. The appellant who is the writ petitioner before the learned single Judge, challenged the order of punishment dated 30-04-2003 wherein reduction of basic pay by two incremental stage which shall have effect on future increments, was ordered. In the above Writ Petition he sought for interim suspension of the said order. The learned single Judge refused to grant the suspension. Against the said order, the present Writ Appeal has been filed.

3. The learned counsel for the appellant submits that as there was no prima-facie case for imposing punishment, the learned single Judge ought to have suspended the same..

4. We are afraid we cannot accept the contention raised by the learned counsel for the appellant.. As the matter has to be finally adjudicated by the learned single Judge, we do not find any ground to interfere with the order of the learned single Judge. However, we find the Writ Petition has to be disposed of expeditiously.

5. Therefore, while dismissing the Writ Appeal , we direct the Writ Petition be posted for final hearing on 2nd September, 2004. No costs.

G.BIKSHAPATHY

B.SESHASAYANA REDDY

Dated:12-07-2004.

Hsd

DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFIC ER

To,

1.The Depot Manager,APSRTC,DisIsukhnagarDepot

Hyderabad.

2. 2.C.D.copies